

*Keenan J*UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORKDLJ MORTGAGE CAPITAL, INC. and
CREDIT SUISSE FIRST BOSTON
MORTGAGE CAPITAL, LLC,

Case No. 07-CV-10318 (JFK)

Plaintiffs,

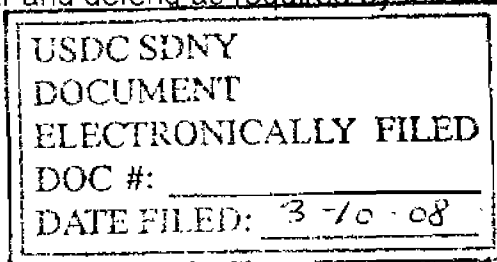
- VS -

ORDER TO SHOW CAUSE TO
ISSUE DEFAULT JUDGMENTACT LENDING CORPORATION d/b/a
AMERICAN CAPITAL MORTGAGE
SERVICES, AMERICAN CAPITAL
TRUST, and NELSON HAWS,

Defendants.

PLEASE TAKE NOTICE that upon the annexed affidavit of Robert A. Pinel, Esq. sworn to the 28th day of February, 2008, and upon the copy of the exhibits attached thereto, and upon all prior pleadings and proceedings in this matter, it is

ORDERED, that the above named defendant show cause before a motion term of this Court, at Room 200, United States Courthouse, 500 Pearl Street, in the City, County and State of New York, on March 25, 2008, at 9:45 o'clock in the fore noon thereof, or as soon thereafter as counsel may be heard, why an order pursuant to Rule 55(b)(2) of the Federal Rules of Civil Procedure and Rule 55.2(b) of the Local Rules of the United States District Courts for the Southern and Eastern Districts of New York should not be issued entering default and default judgment against Defendants as to liability in the form of the Default Judgment attached hereto for failing to appear and defend as required by the Rules of Civil Procedure; and it is further



ORDERED, that at such date, place and time, a date, an inquest into damages be referred to United States Magistrate Thomas H. Katz, and it is further

ORDERED that personal service of a copy of this order, the proposed Default Judgment, and annexed affidavit upon the defendant or his counsel on or before

4 o'clock in the afternoon, March 17 2008, shall be deemed good and sufficient service thereof.

DATED: New York, New York

March 10, 2008

ISSUED: 10 2 M

John F. Keenan
United States District Judge

